

Service (PCS) and cellular licensees. Without this information the Commission would not be able to carry out its statutory responsibilities.

OMB Control No.: 3060-0705.

Expiration Date: 6/30/96.

Title: Implementation and Waiver Procedures Adopted in Preemption of Local Zoning Regulation of Satellite Earth Stations and Implementation of Section 207 of 1996 Telecommunications Act.

Estimated Annual Burden: 120 total annual hours; average 3 hours per respondent to prepare petitions for Declaratory Rules and 5 hours per respondent to prepare Petitions for Waivers; the commission estimates 30 petitions and 10 waiver requests per year.

Description: Pursuant to Section 205.104(d) of the Commission Rules, the Commission will be issuing a public notice implementing revisions to its rule preempting certain local nonfederal governmental regulations of satellite earth station antennas and setting forth procedures for filing petitions and waivers. The information collected from persons or entities seeking a petition for declaration of preemptibility will be used by the Commission to determine whether the state or local regulation in question is preemptible under Section 205.104 of the Commissions rules. The information collected from states and other local governmental agencies seeking a waiver of Section 25.104 will be used to determine if a waiver of the rule is warranted.

Federal Communications Commission.

William F. Caton,

Acting Secretary.

[FR Doc. 96-9532 Filed 4-17-96; 8:45 am]

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Notice of Extension of Low Power Television/Television Translator "Major Change Only" Filing Window

April 10, 1996.

On March 18, 1996, the Commission announced the scheduling of a low power television and television translator station (LPTV) application filing window. Public Notice, Mimeo No. 62033, 61 FR 11840, March 22, 1996. That filing window was limited to LPTV major change applications and was scheduled to commence on April 22, 1996 and continue through April 26, 1996.

The Community Broadcasters Association, the National Translator Association, and the Association of Federal Communications Consulting Engineers requested that the scheduled

filing window be postponed or extended to better accommodate the expected demand for application preparation. For good cause shown, the LPTV filing window will be extended, as requested. Accordingly, commencing April 22, 1996, and continuing to and including May 17, 1996, the Commission will permit the filing of applications for MAJOR CHANGES ONLY in existing facilities for low power television and television translator stations.

Federal Communications Commission.

William F. Caton,

Acting Secretary.

[FR Doc. 96-9492 Filed 4-17-96; 8:45 am]

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[DA 96-481]

Wireless Telecommunications Bureau Will Strictly Enforce Default Payment Rules; Bureau To Re-Auction Licenses Quickly

Released: April 4, 1996.

The Wireless Telecommunications Bureau ("Bureau") has received numerous inquiries concerning the Commission's rules on bidder defaults in the various spectrum auctions. In response to these inquiries, the Bureau reminds bidders that the Commission's rules concerning default payments will be strictly enforced in all auctions. Under 47 CFR 1.2109(b), if a winning bidder fails to submit the required down payment(s) within the time frame designated by the applicable auction rules, the bidder will be deemed to have defaulted, its application will be dismissed, and it will be subject to the default payment specified in 47 CFR 1.2104(g)(2). All funds, including upfront payments and down payments, will be applied first to satisfy outstanding bid withdrawal and default payments before being applied toward the down payment on licenses the bidder has won and seeks to acquire. 47 CFR 1.2104(g)(2). As indicated in the Fifth Report and Order in PP Docket No. 93-253 and the Broadband PCS C Block Supplemental Bidder Package, if the amount of the bid withdrawal or default payment cannot be determined, the bidder will be required to make a deposit of 20 percent of the amount bid on such licenses.¹

Example: Bidder X submitted an upfront payment of \$5 to participate in an auction. At the close of an auction, Bidder X is the high bidder on licenses A, B and C. Bidder X submitted high bids of \$1,000 for license

A, \$1,500 for license B, and \$2,000 for license C. Within five days of the close of the auction, Bidder X must supplement its upfront payment with down payments sufficient to bring its total deposits up to five percent of its winning bids. Thus, Bidder X must submit down payments totalling \$220 (\$225 minus its \$5 upfront payment) to be in compliance with the down payment requirements. If Bidder X submits \$120 as down payments for licenses A and B only, it will be in default on license C.

Under our rules, all of Bidder X's funds on deposit with the Commission will be applied first to satisfy the default payment on license C. Because the amount of the default payment cannot be determined until the license is re-auctioned, Bidder X is required to make a deposit of 20 percent of the amount it bid on license C, or \$400. Thus, all of the \$125 that Bidder X has submitted to the Commission will be applied toward satisfying the default payment obligation on license C. Because Bidder X still owes \$275 to satisfy its default payment on license C, Bidder X will be considered to be in default on licenses A and B as well. Bidder X will then owe the Commission \$775 for its default payments (twenty percent of the amount bid on all three licenses (or \$900) minus the amount it has on deposit (or \$125)). Bidder X can avoid defaulting on licenses A and B only if it is able to deposit sufficient funds to cover the down payments on all three licenses (\$225) or the default payment on license C and the down payments on licenses A and B (\$625).

Should a winning bidder fail to submit the required down payment(s), the Bureau will either re-auction the license(s) to existing or new applicants, or offer the license(s) to the other highest bidders (in descending order) at their final bids. 47 CFR 1.2109(b). For defaults on licenses that occur after the down payments are due (or, in the case of small business applicants, after the first down payment is due), the Bureau will move to re-auction these licenses as quickly as possible. 47 CFR 1.2109(c).

For further information, please contact James W. Hedlund, Wireless Telecommunications Bureau, Auctions Division at (202) 418-0660.

Federal Communications Commission.

William F. Caton,

Acting Secretary.

[FR Doc. 96-9490 Filed 4-17-96; 8:45 am]

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¹ See, Fifth Report and Order in PP Docket No. 93-253, FCC 94-178, 9 FCC Rcd 5532, released July 15, 1994 at fn. 51; Broadband PCS C Block Supplemental Bidder Package at page 39.